Express Mail Label No.: EV312205923US

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Hans GRUNDEI §

s §

Conf. No.: Not Yet Assigned § Group Art Unit: Not Yet Assigned

§

Appln. No.: Not Yet Assigned § Examiner: Not Yet Assigned

§

Filing Date: Herewith § Attorney Docket No.: 8056-135US

§ (E 2255 US)

Title: SYSTEM FOR RECONSTRUCTING THE NATURAL TORQUE BETWEEN THE

NATURAL KNEE AND THE NATURAL HIP AREA

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

Enclosed are copies of each of the documents listed on the attached Information Disclosure Citation Form(s) PTO/SB/08A and/or B, which may be material to the patentability of this application and/or for which there may be a duty to disclose in accordance with 37 C.F.R. §1.56.

The enclosed references were cited in an International Search Report (copy enclosed) dated June 19, 2002 from the European Patent Office concerning counterpart International Application No. PCT/EP02/01771. The German references are also cited and discussed at pages 1-3 of the specification.

The filing of this Information Disclosure Statement shall not be construed as an admission that any of the listed documents constitutes prior art, nor as an admission against interest in any manner.

No fee is believed to be due in connection with the filing of this Information Disclosure Statement since it is being filed within three months of the filing date of the above-identified application. However, the Commissioner is hereby authorized to charge any deficiencies or credit any overpayments to Deposit Account No. 50-1017.

7044668 v1 1

It is respectfully requested that this Information Disclosure Statement and the documents listed on the attached Form PTO/SB/08A and/or B be considered and acknowledged by the Examiner in connection with the above-identified patent application, be made of record therein, and that the listed document(s) be cited in the issued patent.

Respectfully submitted,

Hans GRUNDEI

William W. Schwarze

Attorney/Agent for Applicant(s)

Registration No. 25,918 Direct Dial: 215-965-1270

E-Mail: wschwarze@akingump.com

Akin Gump Strauss Hauer & Feld LLP

eptember 15, 2003 (Date)

One Commerce Square 2005 Market Street, Suite 2200

Philadelphia, PA 19103

Telephone No.: 215-965-1200

Fax No.: 215-965-1210

WWS:srn Enclosures

Form PTO/SB/08A				Complete if Known		
l <u></u>	–			Application Number	Not Yet Assigned	
INFORMATION DISCLOSURE			-	Filing Date	Herewith	
STATEMENT BY APPLICANT				First Named Inventor	Hans GRUNDEI	
(upo no mony phoeto no poconony)				Group Art Unit Not Yet Assigned		
(use as many sheets as necessary)			ecessary)	Examiner Name	Not Yet Assigned	
Sheet	1_	of	1	Attorney Docket Number	8056-135US (E 2255 US)	

U.S. PATENT DOCUMENTS					
U.S. Patent Docume Number	Kind Code (if	Name of First Inventor of Cited Document	Date of Publication of Cited Document MM-YYYY		
5,658,293		VANLANINGHAM	08-1997		
5,649,928		GRUNDEI	07-1997		
	Number 5,658,293	U.S. Patent Document  Number Kind Code (if known)  5,658,293	U.S. Patent Document   Name of First Inventor of Cited Document		

				NT DOCUMENTS		,
		Foreign Patent Docume	en <u>t</u>	Name of Applicant of Cited Document	Date of Publication of Cited Document MM-YYYY	T <sub>1</sub>
Exr Initials	Country Code	Number	Kind Code (if known)			
	DE	197 16 300	C1	ESKA Implants GmbH & Co.	10-1998	
· —	DE	197 53 236	C1	ESKA Implants GmbH & Co.	07-1999	
	FR	2 726 178	A1	Impact Societe Anonyme	05-1996	
	FR	2 679 766	A1	Sophia Med	02-1993	
						-

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS							
Exr Initials	Include Name of first Author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), volume-issue number(s), page(s), date (in parentheses). If a book, also include publisher and city and/or county where published.						

Examiner	Date	
i		
Signature	Considered	